



Entered on Docket  
July 13, 2009

A handwritten signature in black ink, appearing to read "Hon. Mike K. Nakagawa".

Hon. Mike K. Nakagawa  
United States Bankruptcy Judge

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Attorneys for Secured Creditor WELLS FARGO BANK, NATIONAL ASSOCIATION AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF STRUCTURED ASSET MORTGAGE INVESTMENTS II INC. BEAR STEARNS MORTGAGE FUNDING TRUST 2007-AR5 MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-AR5

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re  
CRAIG A GILLETTE,  
Debtor(s).

Bankruptcy Case No. BK-S-08-21451-mkn  
Chapter 7

WELLS FARGO BANK, NATIONAL ASSOCIATION AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF STRUCTURED ASSET MORTGAGE INVESTMENTS II INC. BEAR STEARNS MORTGAGE FUNDING TRUST 2007-AR5 MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-AR5'S ORDER TERMINATING AUTOMATIC STAY

Date: June 24, 2009  
Time: 1:30 P.M.

1           A hearing on Secured Creditor Wells Fargo Bank, National Association as  
2 Trustee for the Certificateholders of Structured Asset Mortgage Investments II Inc. Bear Stearns  
3 Mortgage Funding Trust 2007-AR5 Mortgage Pass-Through Certificates, Series 2007-AR5's  
4 Motion for Relief From the Automatic Stay came on regularly for hearing in the United States  
5 Bankruptcy Court before the Honorable Mike K. Nakagawa.

6           The court having duly considered the papers and pleadings on file herein and  
7 being fully advised thereon and finding cause therefor:

8           **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

9           The automatic stay of 11 United States Code section 362 is hereby immediately  
10 terminated as it applies to the enforcement by Movant of all of its rights in the real property  
11 under the Note and Deed of Trust encumbering the real property commonly known as 8409 Dry  
12 Cliff Cir, Las Vegas, Nevada 89128 ("Real Property"), which is legally described as:

13           LOT SEVENTY-FOUR (74) IN BLOCK TWO (2)  
14           OF NEW CASTLE ESTATES, AS SHOWN BY  
15           MAP THEREOF OR FILE IN BOOK 41 OF  
16           PLATS, PAGE 88, IN THE OFFICE OF THE  
17           COUNTY RECORDER OF CLARK COUNTY,  
18           NEVADA.

19           **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that Movant may  
20 offer and provide Debtor with information re: a potential Forbearance Agreement, Loan  
21 Modification, Refinance Agreement, or other Loan Workout/Loss Mitigation Agreement, and  
22 may enter into such agreement with Debtor. However, Movant may not enforce, or threaten to  
23 enforce, any personal liability against Debtor if Debtor's personal liability is discharged in this  
24 bankruptcy case.

25           **APPROVED/DISAPPROVED**

26           

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27           JAMES F. LISOWSKI, SR.  
28           TRUSTEE

29           /././

30           /././

1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

3  The court has waived the requirement of approval under LR 9021.

4  No parties appeared or filed written objections, and there is no trustee appointed in the  
5 case.

6  I have delivered a copy of this proposed order to all counsel who appeared at the hearing,  
7 any unrepresented parties who appeared at the hearing, and any trustee appointed in this case,  
8 and each has approved or disapproved the order, or failed to respond, as indicated below [list  
9 each party and whether the party has approved, disapproved, or failed to respond to the  
10 document]:

12  Approved. - Debtor(s)/Debtor(s)' Attorney/Trustee

13  Disapproved. - Debtor(s)/Debtor(s)' Attorney/Trustee

14  Failed to respond. - Trustee

16 #####

17 Submitted by:

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23 INVESTMENTS II INC. BEAR STEARNS  
MORTGAGE FUNDING TRUST 2007-AR5  
24 MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2007-AR5